I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: MS AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: June 29, 2004 Signature: (Tram Anh T. Nguyet)

61 AF/3763

Docket No.: 022719-0023

(PATENT)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: David D. Konieczynski et al.

Application No.: 10/092,954

Filed: March 6, 2002

For: CONVECTION-ENHANCED DRUG DELIVERY

DEVICE AND METHOD OF USE

Art Unit: 3763

Examiner: R. Maiorino

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TECHNOLOGY CENTER R3700

## AMENDMENT AFTER FINAL ACTION (37 C.F.R. SECTION 1.116)

MS AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

## INTRODUCTORY COMMENTS

In response to the Office Action dated April 29, 2004 (Paper No. 10), finally rejecting claims 1, 3, 8, 10, 11, 14, 17. 19, 20, 22, 25, and 26-40, please amend the above-identified U.S. patent application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 8 of this paper.